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Official Committee of Unsecured Creditors of The Diocese of Rochester, New York

Issue Date : 8/31/2023

Bill #: 01213

Matter: Insurance

PROFESSIONAL SERVICES RENDERED

<u>Date</u>	<u>Timekeeper</u>	<u>Narrative</u>	<u>Hours</u>	<u>Amount</u>
7/2/2023	Jesse Bair	Review correspondence with state court counsel re additional CNA demand letters (.1);	0.10	\$62.50
7/3/2023	Jesse Bair	Review I. Scharf correspondence re mediation update (.1);	0.10	\$62.50
7/5/2023	Leakhena Au	Edit and revise insurance demand letters (.5); review and respond to correspondence from T. Burns re same (.1);	0.60	\$252.00
7/5/2023	Timothy Burns	Correspondence with BB team re upcoming mediation (.2); review certain Interstate demand letters (.2); review correspondence with BB team re same (.2); review correspondence with I. Scharf and the Committee re status of settlement negotiations (.1); review and respond to correspondence with J. Bair and I. Scharf re Interstate demands (.2);	0.90	\$630.00
7/5/2023	Jesse Bair	Review I. Scharf correspondence re mediation update (.1);	0.10	\$62.50
7/5/2023	Jesse Bair	Preliminary review and analysis of draft Interstate demand letters (.3); correspondence with I. Scharf re same (.1);	0.40	\$250.00
7/5/2023	Jesse Bair	Begin preparations for upcoming CNA mediation (.1);	0.10	\$62.50
7/5/2023	Jesse Bair	Analyze additional CNA demand letters prepared by state court counsel (.2);	0.20	\$125.00
7/6/2023	Jesse Bair	Correspondence with I. Scharf re Interstate demand letters (.1);	0.10	\$62.50
7/6/2023	Jesse Bair	Analysis regarding potential additional CNA demand letters (.3); provide instructions to N. Kuenzi re preparing same (.1);	0.40	\$250.00
7/6/2023	Nathan Kuenzi	Draft additional CNA demand letters (1.0);	1.00	\$420.00

7/6/2023	Timothy Burns	Participate in conference with J. Bair re insurance settlement strategy (.1); correspondence with state court counsel and J. Bair re CNA demands (.2); review correspondence from BB to PSZJ re Interstate demands (.1); review correspondence with state court counsel re CNA demands (.2);	0.60	\$420.00
7/6/2023	Jesse Bair	Participate in conference with T. Burns re case settlement strategy and Interstate demand letters (.1);	0.10	\$62.50
7/7/2023	Timothy Burns	Review correspondence with J. Bair and PSZJ re First State (.2); participate in call with I. Scharf and J. Bair re Interstate demands and negotiation (.2);	0.40	\$280.00
7/7/2023	Jesse Bair	Correspondence with I. Nasatir re response to First State's latest offer (.1);	0.10	\$62.50
7/7/2023	Jesse Bair	Participate in call with T. Burns and I. Scharf re Interstate demand letters and upcoming CNA mediation (.2);	0.20	\$125.00
7/7/2023	Jesse Bair	Review final versions of additional CNA demand letters sent by state court counsel (.2); draft additional CNA demand letter (.1); correspondence with state court counsel re same (.1);	0.40	\$250.00
7/10/2023	Timothy Burns	Review correspondence from I. Scharf re status of settlement negotiations (.1); review correspondence from J. Bair re same (.1); participate in state court counsel meeting for insurance purposes re insurance mediation strategy (.5);	0.70	\$490.00
7/10/2023	Jesse Bair	Review I. Scharf correspondence re Interstate and CNA mediation updates (.1);	0.10	\$62.50
7/10/2023	Jesse Bair	Analysis re CNA exposure and coverage issues in advance of upcoming mediation (.2);	0.20	\$125.00
7/10/2023	Jesse Bair	Participate in state court counsel meeting for insurance purposes re Interstate and CNA mediation strategy (.5);	0.50	\$312.50
7/11/2023	Timothy Burns	Review correspondence from I. Scharf re upcoming mediation (.1); review correspondence from PSZJ and Blank Rome re First State settlement (.1);	0.20	\$140.00
7/11/2023	Jesse Bair	Review I. Scharf and Blank Rome correspondence re First State settlement (.1);	0.10	\$62.50
7/11/2023	Timothy Burns	Participate in call with J. Bair re Interstate settlement (.1);	0.10	\$70.00
7/11/2023	Jesse Bair	Participate in call with T. Burns re Interstate settlement (.1);	0.10	\$62.50
7/11/2023	Jesse Bair	Review I. Scharf correspondence re CNA mediation (.1);	0.10	\$62.50
7/12/2023	Jesse Bair	Travel to Rochester from Madison for mediation [billed at 1/2 travel rate] (7.6);	7.60	\$2,375.00
7/12/2023	Jesse Bair	Participate in conference with T. Burns re Interstate settlement and CNA mediation strategy (.1);	0.10	\$62.50
7/12/2023	Jesse Bair	Review I. Scharf and state court counsel correspondence re mediation developments (.1);	0.10	\$62.50

7/12/2023 Timothy Burns	Mediation preparation, including reviewing previous	2.20	\$1,540.00
	mediation notes, insurance policies, and case materials (1.9); participate in call with state court counsel re mediation developments and strategy (.3);		
7/12/2023 Timothy Burns	Travel to Rochester from Madison for CNA mediation [billed at 1/2 travel rate] (7.6);	7.60	\$2,660.00
7/13/2023 Timothy Burns	Conference with J. Bair re mediation strategy (.2); conference with state court counsel re same (.2); participate in full-day CNA mediation session (8.0);	8.40	\$5,880.00
7/13/2023 Jesse Bair	Prepare for CNA mediation session, including drafting revised CNA summary sheet (.3);	0.30	\$187.50
7/13/2023 Jesse Bair	Conference with T. Burns re mediation strategy (.2); participate in portion of CNA mediation session (7.2);	7.40	\$4,625.00
7/13/2023 Jesse Bair	Return travel to Madison from Rochester mediation [billed at 1/2 travel rate] (7.3);	7.30	\$2,281.25
7/13/2023 Timothy Burns	Return travel to Madison from Rochester mediation [billed at 1/2 travel rate] (7.6);	7.60	\$2,660.00
7/14/2023 Timothy Burns	Participate in call with I. Scharf re potential CNA plan (.1); conference with J. Bair re same (.1);	0.20	\$140.00
7/14/2023 Jesse Bair	Participate in conference with T. Burns re potential CNA Plan of Reorganization (.1); review correspondence with I. Scharf, J. Stang, and state court counsel re same (.2); correspondence with I. Scharf re upcoming status conference with the Court (.1);	0.40	\$250.00
7/18/2023 Timothy Burns	Participate in state court counsel call re CNA status hearing (.4); conference with J. Bair re same (.2);	0.60	\$420.00
7/18/2023 Jesse Bair	Correspondence with B. Michael re state court counsel meeting (.1); participate in conference with T. Burns re CNA status hearing (.2);	0.30	\$187.50
7/19/2023 Jesse Bair	Review I. Scharf correspondence re case litigation update. status conference, and next-steps (.1);	0.10	\$62.50
7/19/2023 Jesse Bair	Preliminary analysis re CNA claim exposure using LMI and Interstate average claim settlement numbers (.2);	0.20	\$125.00
7/19/2023 Jesse Bair	Participate in call with state court counsel and T. Burns re CNA strategy (.2);	0.20	\$125.00
7/19/2023 Timothy Burns	Review and respond to correspondence from state court counsel re case developments (.1); review correspondence from I. Scharf re status conference (.1); participate in call with state court counsel and J. Bair re CNA strategy (.2);	0.40	\$280.00
7/20/2023 Timothy Burns	Participate in conference with J. Bair re CNA strategy (.3); participate in call with state court counsel and J. Bair re insurance strategy (.2); conference with J. Bair re assignments re same (.2); participate in call with J. Stang re response to CNA proposing a plan (.2); consideration of same and formulation of strategy (.3); participate in conference with J. Bair re same (.3); prepare for meeting with PSZJ re insurance initiatives (.3); participate in zoom meeting with PSZJ and J. Bair re same (1.0);	2.80	\$1,960.00

7/20/2023 Nathan Kuenzi	Prepare for conference with J. Bair re draft Section 349 complaint (.1); participate in conference with J. Bair re Section 349 complaint and changes to the same (.2);	0.30	\$126.00
7/20/2023 Nathan Kuenzi	Draft revised version of Section 349 complaint against CNA (5.7);	5.70	\$2,394.00
7/20/2023 Nathan Kuenzi	Draft email to J. Bair summarizing work on Section 349 complaint and describing outstanding issues (.1);	0.10	\$42.00
7/20/2023 Jesse Bair	Participate in conference with T. Burns re CNA strategy (.3); participate in call with state court counsel and T. Burns re same (.2); participate in post-meeting conference with T. Burns re assignments need for completion in connection with same (.2);	0.70	\$437.50
7/20/2023 Jesse Bair	Provide instructions to N. Kuenzi re finalizing draft Section 349 complaint against CNA re CNA's unfair claims practices (.2); correspondence with N. Kuenzi re supplemental instructions and relevant case materials in connection with same (.2); conference with N. Kuenzi re suggested edits to preliminary draft complaint against CNA (.2);	0.60	\$375.00
7/20/2023 Jesse Bair	Participate in supplemental conference with T. Burns re strategy in connection with CNA proposing its own Plan of Reorganization (.3);	0.30	\$187.50
7/20/2023 Jesse Bair	Prepare for insurance strategy meeting with PSZJ team (.1); participate in strategy meeting with PSZJ team and T. Burns re potential response to CNA filing its own Plan of Reorganization and additional insurance issues (1.0);	1.10	\$687.50
7/20/2023 Jesse Bair	Participate in call with I. Scharf re draft joint letter to the Court re settlement status and update (.1);	0.10	\$62.50
7/21/2023 Timothy Burns	Review joint status letter to the court (.2); participate in call with I. Scharf re same (.1); correspondence with I. Scharf re same (.1);	0.40	\$280.00
7/21/2023 Jesse Bair	Review draft version of joint status letter to the Court (.1); review correspondence with First State and Interstate re same (.1);	0.20	\$125.00
7/21/2023 Nathan Kuenzi	Revise draft Section 349 complaint against CNA to incorporate preliminary edits from T. Burns and J. Bair (1.3);	1.30	\$546.00
7/24/2023 Leakhena Au	Double to the DD to any manufacture of the desired	0.40	#400 00
	Participate in BB team meeting re case developments and related insurance assignments (.4);	0.40	\$168.00
7/24/2023 Jesse Bair	· · · · · · · · · · · · · · · · · · ·	0.40	\$250.00
	and related insurance assignments (.4); Participate in call with state court counsel and T. Burns		
7/24/2023 Jesse Bair	and related insurance assignments (.4); Participate in call with state court counsel and T. Burns re CNA strategy (.4); Participate in meeting with PSZJ team and T. Burns re	0.40	\$250.00
7/24/2023 Jesse Bair 7/24/2023 Jesse Bair	and related insurance assignments (.4); Participate in call with state court counsel and T. Burns re CNA strategy (.4); Participate in meeting with PSZJ team and T. Burns re CNA strategy (1.0); Review and edit draft Section 349 complaint against CNA (.7); correspondence with N. Kuenzi re suggested	0.40	\$250.00 \$625.00

7/24/2023 Nathan Kuenzi	Continue revising draft Section 349 complaint to incorporate further suggested changes from T. Burns (.9);	0.90	\$378.00
7/24/2023 Nathan Kuenzi	Participate in BB team meeting re case developments and related insurance assignments (.4);	0.40	\$168.00
7/24/2023 Brian Cawley	Participate in BB team meeting re case developments and related insurance assignments (.4);	0.40	\$168.00
7/24/2023 Brian Cawley	Begin drafting motion to lift stay of the insurance adversary proceeding (1.4);	1.40	\$588.00
7/24/2023 Timothy Burns	Participate in call with state court counsel and J. Bair re CNA strategy (.4); review and revise draft Section 349 complaint against CNA (2.9); participate in call with PSZJ and J. Bair re CNA strategy (1.0); participate in call with PSZJ, state court counsel, and J. Bair re same (.3); participate in BB team meeting re case developments and related insurance assignments (.4);	5.00	\$3,500.00
7/25/2023 Leakhena Au	Begin drafting Section 349 derivative demand letter to the Diocese (5.3);	5.30	\$2,226.00
7/25/2023 Nathan Kuenzi	Continue revising and editing draft Section 349 complaint against CNA to incorporate further partner edits (3.0);	3.00	\$1,260.00
7/25/2023 Nathan Kuenzi	Participate in conference with J. Bair re outstanding issues with draft Section 349 complaint and drafting reply to the CNA's joint status letter response (.2);	0.20	\$84.00
7/25/2023 Nathan Kuenzi	Participate in discussion with T. Burns re revising the Committee's draft reply to CNA's response re joint status letter (.1);	0.10	\$42.00
7/25/2023 Nathan Kuenzi	Revise and edit the Committee's reply to CNA's response to the joint status letter to incorporate T. Burns' suggested changes (1.1);	1.10	\$462.00
7/25/2023 Nathan Kuenzi	Draft template stipulated judgment and associated Order for Judgment in connection with potential Plan revisions (.8);	0.80	\$336.00
7/25/2023 Timothy Burns	Review CNA's Response to the Committee's and Diocese's Status Report (.2); conference with J. Bair re same (.2); participate in call with state court counsel re same (.2); draft potential response to same (1.5); conference with N. Kuenzi re finalizing draft response to CNA (.1); review and revise updated draft response to CNA (.4); participate in call with I. Scharf and J. Bair re stipulated judgment issues and draft reply to Continental (.4); prepare for state court counsel meeting (.6); participate in state court counsel meeting re insurance strategy (1.0); review and revise I. Scharf's suggested changes to reply to CNA (.7); review and respond to correspondence from BB team re research re derivative demand letter (.2); review of J. Stang's suggested edits to reply to CNA's response (.2);	5.70	\$3,990.00
7/25/2023 Leakhena Au	Correspondence with N. Kuenzi re research on Section 349 and public policy issues re same (.2);	0.20	\$84.00

7/25/2023 Jesse Bair	Analyze CNA's Response to the Committee and Diocese's joint status report (.2); conference with T. Burns re same and potential response (.2);	0.40	\$250.00
7/25/2023 Jesse Bair	Provide instructions to L. Au re preparing Section 349 complaint derivative standing letter (.1);	0.10	\$62.50
7/25/2023 Jesse Bair	Revise, edit, and draft new portions of Section 349 derivative standing letter to the Diocese (1.3);	1.30	\$812.50
7/25/2023 Jesse Bair	Review and edit initial draft of the Committee's reply to CNA's response to the parties' joint status letter to the Court (.2);	0.20	\$125.00
7/25/2023 Jesse Bair	Review and edit revised version of the Committee's reply to CNA's recent status update filing (.3);	0.30	\$187.50
7/25/2023 Jesse Bair	Participate in state court counsel meeting re insurance case strategy and next-steps (1.0);	1.00	\$625.00
7/25/2023 Jesse Bair	Prepare for call with I. Scharf and T. Burns re stipulated judgment and overall CNA strategy (.1); participate in call with I. Scharf and T. Burns re same (.4);	0.50	\$312.50
7/25/2023 Jesse Bair	Prepare stipulated judgment template in connection with potential Plan revisions (.2); correspondence with I. Scharf re same (.1);	0.30	\$187.50
7/25/2023 Jesse Bair	Research case law re public policy aspect of Section 349 claims under New York law (.2); correspondence with N. Kuenzi and T. Burns re same (.1); participate in conference with N. Kuenzi re edits to the draft Section 349 complaint and the Committee's reply to CNA's joint status update response (.2);	0.50	\$312.50
7/25/2023 Jesse Bair	Review correspondence with I. Scharf and T. Burns re stipulated judgment issues and CNA response (.1);	0.10	\$62.50
7/25/2023 Brian Cawley	Continue drafting motion to lift stay of the insurance adversary proceeding (1.4);	1.40	\$588.00
7/26/2023 Jesse Bair	Continue reviewing and editing draft Section 349 derivative standing letter (.4); review I. Scharf's suggested edits to same (.1); correspondence with T. Burns re same (.1);	0.60	\$375.00
7/26/2023 Jesse Bair	Review J. Stang's and I. Nasatir's suggested edits to 9019 denial motion against CNA (.1); review and edit revised version of same (.4);	0.50	\$312.50
7/26/2023 Jesse Bair	Correspondence with the Committee re draft Section 349 derivative standing letter to the Diocese (.1);	0.10	\$62.50
7/26/2023 Jesse Bair	Prepare for Committee meeting re case status, Plan, and insurance strategy (.1); participate in Committee meeting re same (1.0); participate in follow-up call with I. Scharf re same and next-steps (.1);	1.20	\$750.00
7/26/2023 Jesse Bair	Review J. Stang's suggested edits to the draft Section 349 derivative standing letter (.2); edit and finalize Section 349 derivative sanding letter to the Diocese (.4);	0.60	\$375.00
7/26/2023 Jesse Bair	Provide supplemental instructions to B. Cawley re motion to lift stay re insurance adversary proceeding (.1);	0.10	\$62.50

7/26/2023 Jesse Bair	Participate in conference with N. Kuenzi re draft Section 349 complaint against CNA (.1);	0.10	\$62.50
7/26/2023 Jesse Bair	Analysis of NY GBL Section 349 case law in connection with draft complaint against CNA (.1);	0.10	\$62.50
7/26/2023 Nathan Kuenzi	Participate in conference with J. Bair re Section 349 complaint and additional revisions needed to same (.1);	0.10	\$42.00
7/26/2023 Nathan Kuenzi	Continue revising draft Section 349 complaint against CNA (2.3);	2.30	\$966.00
7/26/2023 Timothy Burns	Review and revise Section 349 derivative standing letter (.4); review I. Scharf's suggested changes to same (.2); review revised draft of reply to CNA (.3); participate in Committee meeting for insurance purposes re case insurance issues (1.0);	1.90	\$1,330.00
7/27/2023 Brian Cawley	Finish drafting motion to lift stay in the insurance adversary proceeding (2.4);	2.40	\$1,008.00
7/27/2023 Nathan Kuenzi	Participate in conference with T. Burns re Section 349 complaint revisions (.1);	0.10	\$42.00
7/27/2023 Nathan Kuenzi	Draft revisions to updated version of Section 349 complaint against CNA, incorporating additional edits from T. Burns (3.3);	3.30	\$1,386.00
7/27/2023 Timothy Burns	Review and revise latest draft of Section 349 complaint (.8); conference with N. Kuenzi re same (.1); conference with J. Bair re same (.1); review and revise motion papers re insurance 9019 denial (.7); correspondence with I. Scharf re same (.1); conference with J. Bair re same (.1); review and revise most recent iteration of Section 349 complaint (1.1); conference with N. Kuenzi re same (.1);	3.10	\$2,170.00
7/27/2023 Nathan Kuenzi	Participate in additional conference with T. Burns re status of and revisions to draft Section 349 complaint (.1);	0.10	\$42.00
7/27/2023 Jesse Bair	Conference with T. Burns re draft Section 349 complaint against CNA (.1);	0.10	\$62.50
7/27/2023 Jesse Bair	Review and respond to correspondence with the Committee re CNA insurance strategy (.2); review additional correspondence with state court counsel re same (.1);	0.30	\$187.50
7/27/2023 Jesse Bair	Participate in conference with T. Burns re revised motion papers re 9019 motion (.1);	0.10	\$62.50
7/27/2023 Jesse Bair	Answer B. Cawley questions re motion to lift stay re insurance adversary proceeding (.1);	0.10	\$62.50
7/28/2023 Jesse Bair	Review revised version of Committee 9019 denial motion against CNA (.2); correspondence with I. Scharf re same (.1);	0.30	\$187.50
7/28/2023 Jesse Bair	Revise, edit, and finalize draft Section 349 complaint against CNA (1.7); participate in conference with T. Burns re same (.2);	1.90	\$1,187.50
7/28/2023 Timothy Burns	Review and revise final version of Section 349 complaint against CNA (2.1); met with J. Bair re same (.2); participate in call with I. Scharf re same (.1);	2.40	\$1,680.00

Total Hours and Fees 128.40 \$67,369.25

EXPENSES

<u>Date</u>	<u>Description</u>	<u>Amount</u>
7/1/2023	Second Quarter 2023 PACER (Public Access to Court Electronic Records)	\$3.90
7/8/2023	CloudNine, database monthly hosting fee (June 2023)	\$46.97
7/12/2023	Delta Airlines, T. Burns (MSN-ROC July 12-13)	\$642.40
7/12/2023	Delta Airlines, J. Bair (MSN-ROC July 12-13)	\$642.40
7/12/2023	Hotel, T. Burns (1 night)	\$267.01
7/12/2023	Travel meal, T. Burns	\$28.55
7/12/2023	Hotel, J. Bair (1 night)	\$267.01
7/12/2023	Delta Airlines WiFi Onboard, J. Bair	\$4.95
7/12/2023	Delta Airlines WiFi Onboard (2nd leg), J. Bair	\$4.95
7/12/2023	Taxi, J. Bair and T. Burns (airport to hotel)	\$36.00
7/12/2023	Travel meal, J. Bair	\$15.27
7/13/2023	Airport parking, J. Bair	\$20.00
7/13/2023	Uber, J. Bair and T. Burns (mediation to airport)	\$63.52
7/13/2023	Uber, J. Bair and T. Burns (hotel to mediation)	\$56.10
7/13/2023	Travel meal, T. Burns and J. Bair	\$52.14
7/20/2023	Postage	\$4.35
Total Expenses		\$2,155.52

Timekeeper Summary

<u>Name</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Brian Cawley	5.60	\$420.00	\$2,352.00
Jesse Bair	14.90	\$312.50	\$4,656.25
Jesse Bair	29.40	\$625.00	\$18,375.00
Leakhena Au	6.50	\$420.00	\$2,730.00
Nathan Kuenzi	20.80	\$420.00	\$8,736.00
Timothy Burns	15.20	\$350.00	\$5,320.00
Timothy Burns	36.00	\$700.00	\$25,200.00

Total Due This Invoice: \$69,524.77

\$125.00